Kenneth L. Cannon II (kcannon@djplaw.com) (3705) Steven J. McCardell (smccardell@djplaw.com) (2144) DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, UT 84110-4050 Telephone: (801) 415-3000/Fax: (801) 415-3500

Michael V. Blumenthal (mblumenthal@crowell.com) (admitted pro hac vice)

Steven B. Eichel (seichel@crowell.com) (admitted pro hac vice)

CROWELL & MORING LLP 590 Madison Avenue, 20th Floor

New York, NY 10022

Telephone: (212) 223-4000/Fax: (212) 223-4134

Counsel for Debtors and Debtors in Possession

## IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

	`
In re:	
EASY STREET HOLDING, LLC, et al.,	Bankruptcy Case No. 09-29905 Jointly Administered with Cases 09-29907 and 09-29908
Address: 201 Heber Avenue Park City, UT 84060	) Chapter 11
• •	) Honorable R. Kimball Mosier
Tax ID Numbers:	, )
35-2183713 (Easy Street Holding, LLC),	
20-4502979 (Easy Street Partners, LLC), and	(FILED ELECTRONICALLY)
84-1685764 (Easy Street Mezzanine, LLC)	)
	)

## DURHAM JONES & PINEGAR'S FIFTH PROFESSIONAL FEE REQUEST FOR THE PERIOD MARCH 1, 2010 THROUGH MARCH 31, 2010

Durham Jones & Pinegar ("DJP"), co-counsel for Easy Street Partners, LLC ("Partners"), Easy Street Mezzanine, LLC ("Mezzanine"), and Easy Street Holding, LLC ("Holding"), debtors and debtors in possession in the above-captioned cases (collectively, the "Debtors"), pursuant to the Court's Order entered December 15, 2009 Approving Motion and Establishing Monthly Fee SLC\_595438.1

and Expense Reimbursement Procedures (the "Interim Payment Order") hereby submits its fifth professional fee request (the "Fee Request"), for the period from March 1, 2010, through March 31, 2010 (the "Fee Period").

Pursuant to the Interim Payment Order, professionals employed pursuant to Order of the Court to represent the Debtors or the Official Committee of Unsecured Creditors (the "Committee") are authorized to request from the Debtors payment of 80% of their fees and 100% of their expenses on a monthly basis. DJP's professional fees for the Fee Period are as follows:

MONTH	HOURS	FEES	80% OF FEES	EXPENSES	TOTALS (80% FEES AND 100% EXPENSES)
March	92.30	\$31,700.50 <sup>1</sup>	\$25,360.40	\$4,381.45	\$29,741.85

Attached are detailed statements of services for which payment is sought, redacted to exclude privileged, work product, and confidential information, and expenses incurred, on a monthly and on a matter basis. Each statement includes total time expended, identity of professionals providing services, hourly billing rates, and a detailed listing of time.

DJP understands that other professionals providing services to the Debtors and the Committee may submit separate fee requests seeking payment of professional fees and reimbursement of expenses. The amount available under the cash collateral budget for payment of professional fees and expenses of estate professionals in the Easy Street Partners case for March 2010, the one month of the Fee Period is \$125,000.00, and DJP understands that total fees and expenses of estate professionals in the Easy Street Partners case exceeds this amount for the

<sup>&</sup>lt;sup>1</sup> This amount includes \$1,206.50 in fees in the BayNorth Litigation matter.

Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 3 of 31

month March 2010. DJP's fees and expenses for the Fee Period will, therefore, be pro rated with other estate professionals.

Pursuant to the Interim Fee Order, parties must file objections to the Fee Request within ten days from the date it is received. Any objection must have a description of the specific subject matter and services in dispute and state the amount in dispute. It shall not be sufficient simply to object to all fees and expenses. Fees and expenses not objected to will be paid by the Debtors or, if the total of 80% of fees and 100% of expenses of estate professionals exceeds \$125,000 per month, the fees and expenses will be pro-rated among fees and expenses for that month that are not objected to.

DATED this 27<sup>th</sup> day of April, 2010.

DURHAM JONES & PINEGAR, P.C.

By: /s/ Kenneth L. Cannon II

Kenneth L. Cannon II (kcannon@djplaw.com)(3705) Steven J. McCardell (smccardell@djplaw.com)(2144)

DURHAM JONES & PINEGAR, P.C.

111 East Broadway, Suite 900

P.O. Box 4050

Salt Lake City, UT 84110-4050

Telephone: (801) 415-3000/Fax: (801) 415-3500

Co-Counsel for the Debtors

#### **CERTIFICATE OF SERVICE**

I hereby certify that on this 27<sup>th</sup> day of April, 2010, I caused to be served a copy of Durham Jones & Pinegar's Fifth Professional Fee Request for the period March 1, 2010 through March 31, 2010 via email on the following:

Easy Street Partners, LLC
Easy Street Mezzanine, LLC
Easy Street Holding, LLC
Attn: William Shoaf
4780 Winchester Court
Park City, UT 84098-7528
bshoaf@cloudnineresorts.com

Michael V. Blumenthal Crowell & Moring 590 Madison Avenue, 20th Floor New York, NY 10022 mblumenthal@crowell.com

John T. Morgan Office of the United States Trustee 405 South Main Street, Suite 300 Salt Lake City, UT 84111 john.t.morgan@usdoj.gov Jeffrey W. Shields
Lon A. Jenkins
Jones Waldo Holbrook & McDonough
170 South Main Street, Suite 1500
Salt Lake City, UT 84101
jshields@joneswaldo.com
lajenkins@joneswaldo.com

James Winikor
West LB AG, New York Branch
1211 Sixth Avenue, 25th Floor
New York, NY 10036-8705
james\_winikor@westlb.com

Richard W. Havel Sidley Austin LLP 555 West Fifth Street Los Angeles, CA 90013 rhavel@sidley.com

Annette W. Jarvis Dorsey & Whitney, LLP 136 South Main Street, Suite 1000 Salt Lake City, UT 84101 jarvis.annette@dorsey.com

/s/	Kristin	Hughes	

### **MARCH 2010**

## Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 6 of 31 -

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

Easy Street c/o William Shoaf 4780 Winchester Court Park City, UT 84068 April 27, 2010 Invoice No. 196866

### **Invoice Summary**

Client #:

26481 Easy Street

Matter #:

5 Employ & Fee Apps - Durham

For professional services rendered and costs advanced through March 31, 2010:

Total Fees\$ 1,524.00Total Expenses\$ 2.32Total of This Invoice\$ 1,526.32

## Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 7 of $31\square$

JONES &
PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

### **Detail of Professional Fees**

<u>Date</u>	Atty	<u>Description of Services Rendered</u>	<u>Hours</u>	<u>Amount</u>
3/12/10	AWS	Review docket; prepare binder for hearing on fee applications	.40	54.00
3/16/10	KLC	Reviewing fee application, preparing for hearing on all fee	1.30	455.00
		applications, telephone conference to Michael Blumenthal		
		regarding fee hearing		
3/16/10	KLC	Attending hearing on fee applications	.50	175.00
3/17/10	KLC	Reviewing detailed billing report for February fee request	1.90	665.00
3/17/10	KLC	Revising draft order on DJP's first interim fee application	.50	175.00
		-		

Total Fees: \$ 1,524.00

### **Time Summary**

Name	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
Cannon, Ken	4.20	350.00	1,470.00
Stettler, Angie W.	.40	135.00	54.00

### **Detail of Client Expenses**

<u>Date</u>	Description	Amount
2/28/10	Pacer Online Research	2.32

Total Expenses: \$ 2.32

 $\mathbf{D}\ \mathbf{U}\ \mathbf{R}\ \mathbf{H}\ \mathbf{A}\ \mathbf{M}$ 

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

Easy Street c/o William Shoaf 4780 Winchester Court Park City, UT 84068 April 27, 2010 Invoice No. 196866

#### Remittance Advice

To insure proper credit to your account, please return this remittance with your payment.

Client #: 26481 Easy Street

Matter #: 5 Employ & Fee Apps - Durham

Current Invoice

\$ 1,526.32

## Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 9 of 31□

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

Easy Street c/o William Shoaf 4780 Winchester Court Park City, UT 84068 April 27, 2010 Invoice No. 196867

### **Invoice Summary**

Client #:

26481

Easy Street

Matter #:

6 Employ & Fee Apps - Others

For professional services rendered and costs advanced through March 31, 2010:

Total Fees \$ 1,785.00
Total Expenses \$ 3.04
Total of This Invoice \$ 1,788.04

# Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 10 of 31 $\square$

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

Detail	of	<b>Professional</b>	Fees
--------	----	---------------------	------

<u>Date</u>	<u>Atty</u>	Description of Services Rendered	<b>Hours</b>	Amount
3/08/10	KLC	Reviewing objections to fee applications	.50	175.00
3/11/10	KLC	Drafting ex parte motion for Crowell to appear by telephone and fee	.50	175.00
		application hearing		
3/16/10	KLC	Responding to emails, telephone conferences with Joe Wrona and	.30	105.00
		Corbin Gordon regarding fee hearings		
3/17/10	KLC	Helping with orders on fee applications for special counsel	.50	175.00
3/17/10	KLC	Drafting order on appraiser's fees	.60	210.00
3/17/10	KLC	Telephone conferences from special counsel regarding fee orders	.20	70.00
3/18/10	KLC	Reviewing filed proposed orders on fees	.30	105.00
3/22/10	KLC	Telephone conference from Steven Eichel regarding Crowell fees,	.30	105.00
		reviewing, revising proposed order on Crowell first fee application		
3/23/10	KLC	Reviewing orders on fees	.40	140.00
3/23/10	KLC	Outlining application to employ accountant	.50	175.00
3/26/10	KLC	Drafting proposed application to employ, affidavit in support thereof	.80	280.00
		regarding accountants		
3/29/10	KLC	Emails to, from Steve Eichel regarding Crowell & Moring fee order	.20	70.00

Total Fees: \$ 1,785.00

### **Time Summary**

Name	<u>Hours</u>	Rate	<u>Total</u>
Cannon, Ken	5.10	350.00	1,785.00

### **Detail of Client Expenses**

<u>Date</u>	Description			<b>Amount</b>
2/28/10	Pacer Online Research			3.04

Total Expenses: \$ 3.04

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

Easy Street c/o William Shoaf 4780 Winchester Court Park City, UT 84068

April 27, 2010 Invoice No. 196867

#### Remittance Advice

To insure proper credit to your account, please return this remittance with your payment.

Client #:

26481

Easy Street

Matter #:

6

Employ & Fee Apps - Others

**Current Invoice** 

\$ 1,788.04

## Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 12 of 31□

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

Easy Street c/o William Shoaf 4780 Winchester Court Park City, UT 84068 April 27, 2010 Invoice No. 196868

### **Invoice Summary**

Client #:

26481

Easy Street

Matter #:

8 Plan and Disc. Statement

For professional services rendered and costs advanced through March 31, 2010:

 Total Fees
 \$ 16,765.00

 Total Expenses
 \$ 3,568.83

 Total of This Invoice
 \$ 20,333.83

# Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 13 of 31 $\square$

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

#### **Detail of Professional Fees**

Detail	11 1 1010	235101141 1 7 6 6 5		
<u>Date</u>	<u>Atty</u>	Description of Services Rendered	<b>Hours</b>	<b>Amount</b>
3/01/10	KLC	Final review of motion and notice to value	.40	140.00
3/01/10	KLC	Telephone conference with Michael Blumenthal regarding plan	.30	105.00
- 10 - 11 0		issues		
3/02/10	KLC	Reviewing, revising draft certificate of service on solicitation	.30	105.00
2/02/10	WI O	package	20	<b>=</b> 0.00
3/02/10	KLC	Telephone conference with Bill Shoaf regarding rejection of agreement	.20	70.00
3/02/10	KLC	Reviewing ballot for Class 4, correcting ballot for Class 4, revising	.70	245.00
		voting instructions		
3/02/10	KLC	Email to Michael Blumenthal regarding ballot issues	.20	70.00
3/02/10	KLC	Telephone conference with Lon Jenkins regarding ballot issues	.20	70.00
3/03/10	KLC	Revising ballot, drafting notice to unsecured creditors regarding corrected ballot	.60	210.00
3/03/10	KLC	Telephone conference with Michael Blumenthal regarding plan	.30	105.00
2 /02 /1 0	771 C	issues, ballot issues	•	40=00
3/03/10	KLC	Telephone conference with Steve Eichel regarding changes to ballot and notice	.30	105.00
3/03/10	KLC	Telephone conference with Bill Shoaf regarding plan issues	.20	70.00
3/03/10	KLC	Telephone conference from Corbin Gordon regarding Gateway lease	.20	70.00
		issue		
3/04/10	KLC	Reviewing plan on specific issues as they arise	.50	175.00
3/04/10	KLC	Reviewing term sheet with WestLB	.40	140.00
3/04/10	KLC	Telephone conference with Michael Blumenthal regarding hearing issues	.20	70.00
3/04/10	KLC	Reviewing motion for extension of exclusivity for Partners	.60	210.00
3/04/10	KLC	Telephone conference with Steve Eichel regarding motion to extend	.20	70.00
		exclusivity		
3/04/10	KLC	Telephone conference from Jeff Shields representing Gunthers	.20	70.00
3/04/10	SJM	regarding release of liens  Province West L. P. Discovery (50) and conference with K. Converse	<i>(</i> 0	210.00
3/04/10	21M	Review West LB Discovery (.50) and conference with K. Cannon on West LB discovery and status of funding for plan (.10)	.60	210.00
3/05/10	KLC	Reviewing, revising motion to extend solicitation exclusive period	.90	315.00
2, 00, 10		for Partners	.,,0	515.00
3/05/10	KLC	Telephone conference with Michael Blumenthal regarding	.30	105.00

# Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 14 of 31 $\square$

DURHAM

JONES &

PINEGAR

<u>Date</u>	Atty	Description of Services Rendered	<u>Hours</u>	Amount
- 10 - 11 -		negotiations on plan		
3/05/10	KLC	Telephone conference with Paul Throndsen regarding testifying at confirmation hearing	.20	70.00
3/05/10	KLC	Telephone conference with Steve Eichel regarding exclusivity	.30	105.00
3/05/10	KLC	motion, confirmation memorandum	1 10	205.00
		Reviewing confirmation briefs	1.10	385.00
3/05/10	KLC	Drafting confidentiality agreement related to providing copies of Funding Agreement	1.20	420.00
3/08/10	KLC	Telephone conference from Michael Blumenthal regarding	.30	105.00
3/08/10	VIC	developments on plan	20	105.00
	KLC	Emails to Michael Johnson regarding Jacobsen	.30	105.00
3/09/10	KLC	Email from Michael Blumenthal regarding plan issues	.20	70.00
3/09/10	KLC	Reviewing revised discovery schedule with WestLB	.40	140.00
3/10/10	KLC	Reviewing motion to extend exclusivity in Mezzanine and Holding	1.20	420.00
2/10/10	WI O	cases, outlining argument	0.0	•••
3/10/10	KLC	Drafting proposed order extending exclusivity in Mezzanine and Holding cases	.80	280.00
3/11/10	KLC	Preparing for hearing on motion to extend exclusivity in Holding	20	105.00
		and Mezzanine cases	.30	105.00
3/11/10	KLC	Attending hearing on motion to extend exclusivity for plan filing and confirmation in Holding and Mezzanine cases	.20	70.00
3/11/10	KLC	Revising order on extension of exclusivity in Holding and	.30	105.00
		Mezzanine cases		
3/11/10	KLC	T/c with Steven Eichel regarding strategy on plan timetable going	.30	105.00
2/11/10	VI C	forward  Talanhana and form of the Company of the C	20	10=00
3/11/10	KLC	Telephone conference from Steve Eichel regarding plan timeline going forward	.30	105.00
3/11/10	KLC	Telephone conference to Lon Jenkins regarding plan issues	.20	70.00
3/11/10	KLC	Reviewing proposed changes from Jacobsen to plan	.40	140.00
3/11/10	KLC	Telephone conference to Michael Blumenthal regarding plan	.20	70.00
		process going forward	.20	70.00
3/11/10	KLC	Reviewing proposed changes to term sheet with WestLB	.40	140.00
3/12/10	KLC	Telephone conference to scheduling clerk regarding possible dates	.20	70.00
·,		for continued hearing on confirmation of plan	.20	70.00
3/12/10	KLC	Telephone conference from Michael Blumenthal regarding term	.30	105.00
		sheet issues, scheduling issues, strategic issues		100.00
3/12/10	KLC	Reviewing proposed revisions by Jacobsen to plan	.30	105.00

# Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 15 of 31 $\square$

DURHAM

JONES &

PINEGAR

<u>Date</u>	Atty	Description of Services Rendered	Hours	Amount
3/12/10	KLC	Emails to, from Rich Havel regarding solicitation package, ballot	.20	70.00
3/12/10	KLC	Outlining issues to present to court regarding scheduling on Easy Street plan	.70	245.00
3/15/10	KLC	Drafting ex parte motion for modification of confirmation deadlines and continuance of confirmation deadline	1.90	665.00
3/15/10	KLC	Telephone conference to Michael Blumenthal regarding proposed modified plan timeline	.30	105.00
3/15/10	KLC	Telephone conference to Mike Johnson regarding proposed modification of timeline	.20	70.00
3/15/10	KLC	Emails with, telephone conference from Rich Havel regarding	.20	70.00
3/15/10	KLC	proposed modification of plan timeline, motion regarding same Telephone conference from Steve Eichel regarding proposed changes to motion to modify deadlines, making changes to draft ex parte motion to modify deadlines	.50	175.00
3/15/10	KLC	Further review and modifications to motion modify plan deadlines and continue confirmation hearing	.80	280.00
3/15/10	KLC	Email regarding motion to modify confirmation timeline	.20	70.00
3/15/10	KLC	Telephone conference to scheduling clerk at the court regarding	.20	70.00
3/15/10	KLC	hearing on confirmation, hearing on other motions  Drafting notice of new deadlines and continued hearing on confirmation of plan	1.40	490.00
3/15/10	SJM	Conference with K. Cannon on ruling on exclusivity and on additional exclusivity extension needed (.10); conference with K. Cannon on plan funder status and negotiations to be held in New York tomorrow (.10)	.20	70.00
3/16/10	KLC	Drafting proposed order on ex parte motion requesting modification of the timeline for confirmation	.80	280.00
3/16/10	KLC	Meeting with court regarding ex parte motion to continue confirmation hearing	.30	105.00
3/16/10	KLC	Drafting notices that hearing on the valuation motion, exclusivity	.50	175.00
3/16/10	SJM	motion, and temporary allowance motion is not changing Conference with K. Cannon regarding notice of hearing on confirmation	.10	35.00
3/17/10	KLC	Telephone conference from homeowner regarding voting on the plan	.20	70.00
3/18/10	KLC	Reviewing plan issues	.40	140.00
3/18/10	KLC	Email to Mike Johnson regarding cash projections	.20	70.00
3/19/10	KLC	Telephone conference to Michael Blumenthal regarding negotiations	.30	105.00

JONES &
PINEGAR

<u>Date</u>	Atty	Description of Services Rendered with plan funder	<u>Hours</u>	Amount
3/19/10	KLC	Reviewing, responding to WestLB email regarding exclusivity	.20	70.00
3/22/10	KLC	Telephone conference to Michael Blumenthal regarding plan issues	.20	70.00
3/22/10	KLC	Telephone conference from Michael Blumenthal and Bruce	.50	175.00
		Zabarauskas regarding plan issues - valuation, temporary allowance, claims, funder		
3/22/10	KLC	Telephone conference to Paul Throndsen regarding appraisal,	.20	70.00
		hearing on valuation		
3/22/10	KLC	Emails to, from Michael Blumenthal regarding conference call with appraiser	.20	70.00
3/22/10	KLC	Reviewing appraisal of Sky Lodge	.50	175.00
3/22/10	KLC	Telephone conference to chambers regarding valuation hearing	.20	70.00
3/23/10	KLC	Outlining issues with valuation, temporary allowance motions	.50	175.00
3/23/10	KLC	Telephone conference from Michael Blumenthal regarding plan	.20	70.00
		funder		
3/24/10	KLC	Responding to Jacobsen email regarding plan	.30	105.00
3/25/10	KLC	Telephone conference from Michael Blumenthal, Bruce	.30	105.00
		Zabarauskas regarding appraisal, other issues related to plan		
3/25/10	KLC	Reviewing, revising outline of proffer of evidence by Paul Throndsen	.50	175.00
3/26/10	KLC	Telephone conference with Michael Blumenthal, Paul Throndsen, and Bruce Zabarauskas regarding valuation	1.20	420.00
3/26/10	KLC	Telephone conference from Paul Throndsen regarding updating appraisal	.20	70.00
3/26/10	KLC	Telephone conference from Michael Blumenthal regarding plan negotiations	.20	70.00
3/29/10	KLC	Telephone conference from Michael Blumenthal regarding valuation motion, temporary allowance motion, exclusivity extension motion	.30	105.00
3/29/10	KLC	Telephone conference to court's chambers regarding hearings scheduled for March 30	.20	70.00
3/29/10	KLC	Reviewing motion for temporary allowance of homeowners claims	.50	175.00
	KLC	Telephone conference to Doug Payne regarding motion for	.20	70.00
		temporary allowance of fractional unit owners		, 0.00
3/29/10	KLC	Telephone conference from Jeff Shields, representing Gunthers,	.20	70.00
		regarding hearing on objection to claim		
3/29/10	KLC	Drafting proposed order on motion to extend exclusive solicitation period for Partners	.80	280.00
		•		

DURHAM
JONES &
PINEGAR

<u>Date</u>	Atty	Description of Services Rendered	Hours	Amount
3/29/10	KLC	Drafting proposed order on motion for temporary allowance of	.90	315.00
2/20/10	ZI C	fractional unit claims	0.0	•••
3/29/10	KLC	Outlining presentation on motion for temporary allowance of fractional unit claims	.80	280.00
3/29/10	KLC	Reviewing proposed engagement letter for the appraiser regarding a	.40	140.00
3/23/10	TLLC	supplement to the appraisal, emails to, from Bill Shoaf regarding	.40	140.00
		same, telephone conference to Paul Throndsen regarding appraisal		
		issues		
3/29/10	KLC	Drafting notice of continued hearing on valuation motion	.50	175.00
3/29/10	KLC	Telephone conference from Bruce Zabarauskas regarding hearing on	.20	70.00
2/20/10	WI C	valuation	20	<b>7</b> 0.00
3/29/10	KLC	Telephone conference to scheduling clerk regarding hearings on March 30	.20	70.00
3/29/10	KLC	Telephone conference to court's chambers regarding hearing on	.20	70.00
3/27/10	KLC	exclusivity extension motion	.20	70.00
3/29/10	KLC	Telephone conference to Michael Blumenthal regarding status of	.30	105.00
		hearings on March 30, issues related to each motion to be heard		100.00
3/30/10	KLC	Reviewing materials regarding motion to extend exclusivity	.90	315.00
3/30/10	KLC	Drafting order on extension of exclusivity	.50	175.00
3/30/10	KLC	Preparing for hearing on motion to temporarily allow homeowners'	.90	315.00
<b>.</b>	~	claims		
3/30/10	KLC	Preparing for presentation on valuation motion	.50	175.00
3/30/10	KLC	Telephone conference to Michael Blumenthal regarding hearings	.20	70.00
3/30/10	KLC	Attending hearing on motion to extend exclusivity and motion to temporarily allow homeowner claims	.90	315.00
3/30/10	KLC	Conf. with Doug Payne regarding homeowner claims	.20	70.00
3/30/10	KLC	Drafting supplement to valuation motion	.70	245.00
3/30/10	KLC	Drafting notice on notice of continued hearing on valuation motion	.60	210.00
3/30/10	KLC	Drafting notice on continuance of deadline to respond to objection to	.40	140.00
		homeowner claims		
3/30/10	KLC	Emails to, from Bill Shoaf regarding disclosure statement	.20	70.00
3/31/10	KLC	Telephone conference from Bill Shoaf regarding possible scenarios	.60	210.00
3/31/10	KLC	for resolution of case  Tolombono conformace from Pill Shoof regarding follows up plan of	20	105.00
3/31/10	KLC	Telephone conference from Bill Shoaf regarding follow-up plan of reorganization issues	.30	105.00
3/31/10	KLC	Telephone conference from Michael Blumenthal regarding plan	.30	105.00
		issues		

# Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 18 of 31 $\square$

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

<u>Date</u>	Atty	<u>Description of Services Rendered</u>	Hours	Amount
3/31/10	KLC	Research on sales under a plan	.90	315.00
3/31/10	KLC	Telephone conference from Michael Blumenthal regarding status of	.20	70.00
		negotiations with plan funder		
3/31/10	SJM	Analysis of issues relating to plan funder, sale under plan, and credit	1.70	595.00
		bidding in light of Third Circuit Philadelphia Newspapers case		
		(1.20); conferences with K. Cannon on implications of this case as		
		to sale of Easy Street assets (.20); further conference with K.		
		Cannon on options for plan given status with plan funder (.30)		

Total Fees: \$ 16,765.00

### **Time Summary**

Name	<u>Hours</u>	Rate	Total
Cannon, Ken	45.30	350.00	15,855.00
McCardell, Steven J.	2.60	350.00	910.00

### **Detail of Client Expenses**

<u>Date</u>	<u>Description</u>	Amount
2/28/10	Pacer Online Research	12.48
	Copy Charge	1,245.75
	Postage	2,310.60

Total Expenses: \$ 3,568.83

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com

F.E.I. # 87-0399832

Easy Street c/o William Shoaf 4780 Winchester Court Park City, UT 84068 April 27, 2010 Invoice No. 196868

#### Remittance Advice

To insure proper credit to your account, please return this remittance with your payment.

Client #:

26481

Easy Street

Matter #:

Plan and Disc. Statement

Current Invoice

\$ 20,333.83

## Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 20 of 31□

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

Easy Street c/o William Shoaf 4780 Winchester Court Park City, UT 84068 April 27, 2010 Invoice No. 196869

### **Invoice Summary**

Client #: 26481 Easy Street

Matter #: 9 Misc. Contested Matters

For professional services rendered and costs advanced through March 31, 2010:

Total Fees \$ 940.00
Total Expenses \$ 30.00
Total of This Invoice \$ 970.00

## Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 21 of 31□

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

### **Detail of Professional Fees**

<u>Date</u>	<u>Atty</u>	<u>Description of Services Rendered</u>	<u>Hours</u>	<u>Amount</u>
3/03/10	KLC	Reviewing discovery from WestLB	.70	245.00
		Emails to, from Lon Jenkins regarding discovery	.20	70.00
3/04/10	KLC	Address timing issues in objections to claims	.30	105.00
3/09/10	RSM	Conference with K. Cannon re issuance of subpoena to third party	.20	65.00
3/19/10	KLC	Reviewing confidentiality agreement on discovery	.50	175.00
3/19/10	KLC	Telephone conference to Addie Maudsley regarding confidentiality	.20	70.00
		agreement		
3/19/10	KLC	Reviewing confidentiality agreement with WestLB on discovery, email to Bruce Zabarauskas regarding same	.30	105.00
3/22/10	KLC	Reviewing subpoena and notice of deposition for Wickline	.30	105.00

Total Fees:

\$ 940.00

### **Time Summary**

<u>Name</u>	<u>Hours</u>	Rate	<u>Total</u>
Cannon, Ken	2.50	350.00	875.00
Marshall, R. Stephen	.20	325.00	65.00

### **Detail of Client Expenses**

<u>Date</u>	Description	Amount
	Copy Charge	30.00

Total Expenses:

\$ 30.00

## Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 22 of 31□

 $D\ U\ R\ H\ A\ M$ 

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax

www.djplaw.com F.E.I. # 87-0399832

Easy Street c/o William Shoaf 4780 Winchester Court Park City, UT 84068 April 27, 2010 Invoice No. 196869

#### Remittance Advice

To insure proper credit to your account, please return this remittance with your payment.

Client #: 26481 Easy Street

Matter #: 9 Misc. Contested Matters

Current Invoice \$ 970.00

## Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 23 of 31□

 $D\ U\ R\ H\ A\ M$ 

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

Easy Street c/o William Shoaf 4780 Winchester Court Park City, UT 84068 April 27, 2010 Invoice No. 196870

### **Invoice Summary**

Client #:

26481 Easy Street

Matter #:

10 Case Administration

For professional services rendered and costs advanced through March 31, 2010:

Total Fees \$ 1,115.00
Total Expenses \$ 151.22
Total of This Invoice \$ 1,266.22

## Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 24 of 31□

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

#### **Detail of Professional Fees**

	<u>Date</u>	<u>Atty</u>	Description of Services Rendered	<u>Hours</u>	<b>Amount</b>
1	3/10/10	JGP	Prepare ex parte motion to allow B. Zabarauskas to appear	1.30	247.00
			telephonically.		
2	3/10/10	JGP	Prepare order to allow B. Zabarauskas to appear telephonically.	.30	57.00
1	3/12/10	KLC	Reviewing monthly reports for US Trustee	.50	175.00
2	3/15/10	KLC	Reviewing monthly financial statements, revising narrative	.40	140.00
			description for reports		
3	3/26/10	KLC	Addressing tax issues related to responding to the IRS questions	.80	280.00
3	3/26/10	KLC	Emails with client, accountant, to IRS regarding responding to IRS	.40	140.00
			letters		
2	3/29/10	JGP	Set telephonic appearance for M.Blumenthal	.40	76.00

Total Fees: \$ 1,115.00

### **Time Summary**

Name	<u>Hours</u>	<u>Rate</u>	<u>Total</u>
Cannon, Ken	2.10	350.00	735.00
Peterson, Jessica	2.00	190.00	380.00

### **Detail of Client Expenses**

<u>Date</u>	Description	<u>Amount</u>
2/18/10	Lunch	139.22
	Copy Charge	12.00

Total Expenses: \$ 151.22

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

Easy Street c/o William Shoaf 4780 Winchester Court Park City, UT 84068 April 27, 2010 Invoice No. 196870

#### **Remittance Advice**

To insure proper credit to your account, please return this remittance with your payment.

Client #: 26481 Easy Street

Matter #: 10 Case Administration

Current Invoice

\$ 1,266.22

## Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 26 of 31□

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000

801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

Easy Street c/o William Shoaf 4780 Winchester Court Park City, UT 84068 April 27, 2010 Invoice No. 196871

### **Invoice Summary**

Client #:

26481

Easy Street

Matter #:

11 Cash Collateral/DIP Lending

For professional services rendered and costs advanced through March 31, 2010:

Total Fees \$630.00
Total Expenses \$.00

Total of This Invoice \$630.00

## Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 27 of $31\square$

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

#### **Detail of Professional Fees**

<u>Date</u>	<u>Atty</u>	Description of Services Rendered	<b>Hours</b>	<b>Amount</b>
3/04/10	KLC	Reviewing correspondence on transfer request	.30	105.00
3/11/10	KLC	Reviewing transfer requests, email correspondence regarding same	.30	105.00
3/18/10	KLC	Reviewing cash requests, reviewing email from US Trustee	.40	140.00
		regarding accounts		
3/19/10	KLC	Reviewing correspondence on fee transfer requests, budget	.30	105.00
3/23/10	KLC	Reviewing Partners' transfer request, emails regarding same	.30	105.00
3/30/10	KLC	Email to Bill Shoaf regarding US Trustee, bank accounts	.20	70.00

Total Fees: \$ 630.00

### **Time Summary**

Name	<u>Hours</u>	Rate	<u>Total</u>
Cannon, Ken	1.80	350.00	630.00

DURHAM JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

Easy Street c/o William Shoaf 4780 Winchester Court Park City, UT 84068

April 27, 2010 Invoice No. 196871

#### Remittance Advice

To insure proper credit to your account, please return this remittance with your payment.

Client #:

26481 11

Easy Street

Matter #:

Cash Collateral/DIP Lending

Current Invoice

\$ 630.00

## Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 29 of 31□

 $D\ U\ R\ H\ A\ M$ 

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

Easy Street c/o William Shoaf 4780 Winchester Court Park City, UT 84068 April 27, 2010 Invoice No. 196872

### **Invoice Summary**

Client #:

26481

Easy Street

Matter #:

12

BayNorth Litigation

For professional services rendered and costs advanced through March 31, 2010:

Total Fees \$ 1,206.50
Total Expenses \$ 129.79 **Total of This Invoice** \$ **1,336.29** 

## Case 09-29905 Doc 456 Filed 04/27/10 Entered 04/27/10 17:33:33 Desc Main Document Page 30 of $31\square$

DURHAM

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110 801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

#### **Detail of Professional Fees**

<u>Date</u>	<u>Atty</u>	Description of Services Rendered	<u>Hours</u>	<u>Amount</u>
3/02/10	SJM	Reveiw and respond to email message from B. Zabaruskas	.60	210.00
		regarding Bay North discovery responses (.10); inquire of K.		
		Huighes regarding discovery responses and review reply (.10);		
		review responses to interrogatories (.40)		
3/04/10	SJM	Review pretrial order and dates calendared	.20	70.00
3/09/10	HDO	Prep witness fee and mileage check and arrange for service of	.60	81.00
		Notice of Deposition and subpoena on Taylor Capital Management		
3/09/10	HDO	Arrange for conference room and process server	.20	27.00
3/09/10	KLC	Reviewing, revising discovery requests in BayNorth litigation	.70	245.00
3/16/10	HDO	Draft email to B. Zabarauskas to confirm service of depo subpoena	.10	13.50
		on Taylor Capital Management		
3/22/10	KLC	Reviewing proposed motion and order on confidentiality, email to	.30	105.00
		Addie Maudsley regarding same		
3/26/10	KLC	Reviewing initial disclosures in BayNorth litigation	.40	140.00
3/31/10	KLC	Drafting motion and order for approval of confidentiality agreement	.70	245.00
		on WestLB documents		
3/31/10	KLC	Telephone conference from Bruce Zabarauskas regarding	.20	70.00
		confidentiality agreement, discovery issues		

Total Fees: \$ 1,206.50

### **Time Summary**

Name	<u>Hours</u>	Rate	<u>Total</u>
Cannon, Ken	2.30	350.00	805.00
McCardell, Steven J.	.80	350.00	280.00
Doherty, Helen	.90	135.00	121.50

### **Detail of Client Expenses**

<u>Date</u>	Description		<u>Amount</u>
3/09/10	Witness Fee		47.47
3/09/10	Federal Express		18.32
3/15/10	Process Server		64.00
		Total Expenses:	\$ 129.79

 $D\ U\ R\ H\ A\ M$ 

JONES &

PINEGAR

DURHAM JONES & PINEGAR, P.C. 111 East Broadway, Suite 900 P O Box 4050 Salt Lake City, Utah 84110

801.415.3000 801.415.3500 Fax www.djplaw.com F.E.I. # 87-0399832

Easy Street c/o William Shoaf 4780 Winchester Court Park City, UT 84068 April 27, 2010 Invoice No. 196872

Remittance Advice

To insure proper credit to your account, please return this remittance with your payment.

Client #: 26481 Easy Street

Matter #: 12 BayNorth Litigation

Current Invoice \$ 1,336.29